Writ Petition No. 783 (SS) of 2007

Hon'ble M.M. Ghildiyal, J

Heard Sri Lalit Samant, learned counsel for the petitioner and Sri N.P. Shah, learned counsel for the respondents.

By means of this writ petition, the petitioner has challenged the transfer order dated 12.06.2007 passed by respondent no. 2 by which petitioner has been transferred from Primary School, Mostamanu, Vin, to Primary School, Kholi (Charma), Didhat.

On 04.07.2007, time was granted to the respondents to file counter affidavit and stay order was granted to the petitioner.

Till date no counter affidavit has been filed by the respondents. In these circumstances, I deem it fit and proper to direct the respondent no. 2 i.e. District Education Officer, Pithoragarh to decide the representation of the petitioner dated 16.06.2007 (Annexure no. 6 to the writ petition) within a period of four weeks from the date of production of certified copy of this order. Till 31.08.2007 or till the decision is taken by respondent no. 2 on the representation of the petitioner, whichever is earlier stay order dated 04.07.2007 passed by this court, shall remain operative.

Petitioner is also directed to submit the certified copy of this order before respondent no. 2 within a period of one week from today.

With this direction, the writ petition as well as all the pending applications are finally disposed of. No order as to costs.

(M.M. Ghildiyal, J)

30.07.2007

SKS